

WSGL WEINGARTEN, SCHURGIN, GAGNEBIN & LEOVICI LLP

Intellectual Property Law
Patents • Trademarks • Copyrights

Ten Post Office Square
Boston, Massachusetts 02109
Tel. 617.542.2290 • Fax. 617.451.0313
www.wsglip.com

RECEIVED
CENTRAL FAX CENTER

JAN 05 2005

FACSIMILE COVER SHEET

DATE: January 5, 2005

TO: Examiner Joseph Pape Fax No.: (703) 872 9306
U.S. Patent and Trademark Office
TC Art Unit: 3612

FROM: Stanley M. Schurgin No. of pages transmitted
(including this page): 11

Our File: PIC-028XX Time: 3:05 pm.

Your Ref: Sent by: donna

Application No. 10/824,191
Filed Date: April 14, 2004
Confirmation No.: 5889

A confirmation copy of this transmission will not be mailed unless the following is checked: MESSAGE

PLEASE DELIVER DIRECTLY TO:
EXAMINER Joseph Pape, Tel. (703) 308-3426
TC ART UNIT NO: 3612

FOR ENTRY

Enclosed for filing please find an Amendment.

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional filing fees associated with this communication or credit any overpayment.



Attorney for Applicant: Stanley M. Schurgin
Registration No. 20,979

315673

THIS MESSAGE MAY CONTAIN CONFIDENTIAL OR PRIVILEGED INFORMATION INTENDED ONLY FOR THE PERSON(S) IDENTIFIED ABOVE. IF IT HAS BEEN RECEIVED AT ANY OTHER PLACE OR HAS NOT BEEN CLEARLY RECEIVED, PLEASE CALL THE ABOVE IDENTIFIED SENDING PARTY COLLECT FOR INSTRUCTIONS. DO NOT SHOW OR DISTRIBUTE THIS MESSAGE TO ANYONE OTHER THAN THE INTENDED RECIPIENT(S). THANK YOU.

Application No.: 10/824,191
 Filed: April 14, 2004
 TC Art Unit: 3612
 Confirmation No.: 5889

Rev 12/04

WEINGARTEN, SCHURGIN, CACNEBIN & LEOVICI LLP
 Ten Post Office Square
 Boston, Massachusetts 02109
 Telephone: (617) 542-2290
 Telecopier: (617) 451-0313

Date: January 5, 2005

Attorney
Docket No.: PIC-028XX

Sir:

In re application of: Robert A. Talbot

Entitled: VARIABLE HEIGHT COVERING SYSTEM

Transmitted herewith is an amendment in the above-identified application. The following checked items are applicable:

- [] This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ _____) per §1.17(e).
- [] Enter the unentered amendment previously filed on _____ per §1.116.
- [] A Petition for Extension of Time for ____ month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ _____) per §1.17.
- [X] In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- [] Other:

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	4 - 3	= 1	x \$200.00 =	200.00
Total	7 - 20	= 0	x \$ 50.00 =	0
[] Multiple Dependent Claims (1st presentation)			+ \$360.00 =	0
			SUBTOTAL ADDITIONAL FEE	200.00
Small Entity filing, divide by 2. Small Entity status must be asserted.				100.00
			TOTAL ADDITIONAL FEE	100.00

- [] No additional fee. [X] The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$100.00) for the cost of same.
- [X] The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Joseph Pape, TC Art Unit 3612, Fax No. (703) 872 9306, on 1/5/05.

SMS/doc
 315669



Attorney of Record: Stanley M. Schurgin
 Registration No.: 20,979

RECEIVED
CENTRAL FAX CENTER

JAN 6 2005

PATENT

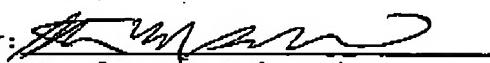
Rev 12/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Robert A. Talbot
 Application No. : 10/824,191
 Filed : April 14, 2004
 Confirmation No. : 5889
 For : VARIABLE HEIGHT COVERING SYSTEM
 Examiner : Joseph Pape
 Attorney's Docket : PIC-028XX

TC Art Unit: 3612

* * * * *
 I hereby certify that this correspondence is being sent via facsimile to Examiner Joseph Pape, TC Art Unit 3612, Fax No. (703) 872-9306, on 1/5/05.

By: 
 Stanley M. Schurgin
 Registration No. 20,979
 Attorney for Applicant(s)

* * * * *

AMENDMENT

Via Facsimile
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated October 29, 2004,
 please amend the above-identified patent application as follows.

WINGANTEN, SCHURGIN,
 GOODMAN & DEBOVICI LLP
 TEL. (617) 542-2290
 FAX (617) 421-0311